



**FEDERAL ELECTION COMMISSION**  
**Washington, DC 20463**

**October 23, 1997**

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Roger M. Witten, Esq.  
Wilmer, Cutler & Pickering  
2445 M Street, NW  
Washington, DC 20037-1420

**RE: MUR 4594**  
**Chun-I Hsu**

**Dear Mr. Witten:**

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended, and Chapters 95 and 96 of Title 26, United States Code. The Commission has issued the attached order and subpoena which requires an employee, Chun-I Hsu, of your client, China Airlines, Ltd., to provide certain information in connection with an investigation it is conducting. The Commission does not consider Mr. Hsu a respondent in this matter, but rather a witness only.

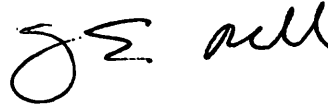
Because this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provision of 2 U.S.C. § 437g(a)(12)(A) applies. That section prohibits making public any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. You are advised that no such consent has been given in this case.

You are required to submit the information within 30 days of your receipt of this subpoena and order. All answers to questions must be submitted under oath.

Roger M. Witten, Esq.  
MUR 4594  
Page 2

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in dark ink, appearing to read "Nancy E. Bell", written over a horizontal line.

Nancy E. Bell  
Attorney

Enclosure  
Subpoena and Order

21-04-402-4494

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of

)  
)  
)

MUR 4594

**SUBPOENA TO PRODUCE DOCUMENTS**  
**ORDER TO SUBMIT WRITTEN ANSWERS**

TO: Chun-I Hsu  
c/o Roger M. Witten, Esq.  
Wilmer, Cutler & Pickering  
2445 M Street, NW  
Washington, DC 20037-1420

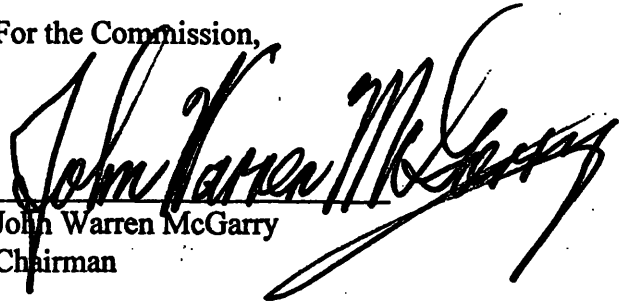
Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Subpoena. Legible copies which, where applicable, show both sides of the documents may be substituted for originals.

Such answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, along with the requested documents within 30 days of receipt of this Order and Subpoena.


21-04-402-4495

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his  
hand in Washington, D.C., on this 23<sup>RD</sup> day of *October*, 1997.

For the Commission,

  
John Warren McGarry  
Chairman

ATTEST:

  
Marjorie W. Emmons  
Secretary to the Commission

Attachment  
Instructions/Definitions  
Interrogatories  
Document Requests

21.04.402.4496

### **INSTRUCTIONS**

In answering these interrogatories and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

Unless otherwise indicated, the discovery request shall refer to the time period from January 1, 1984 to the present.

The following interrogatories and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

21.04.402.4497

### **DEFINITIONS**

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"Seconded" shall mean to promote, to aid, to assist, to encourage, to reinforce, to place, to transfer, to transfer temporarily, or the transmission thereof.

"CAL" shall mean China Airlines, Ltd., or any entity associated, owned in part, and/or owned in whole by China Airlines, Ltd.

"Fasi" shall mean Friends for Fasi, Frank F. Fasi, or any other entity associated with Friends of Fasi and/or Frank F. Fasi.

"You" shall mean the persons to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and the telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and request for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

### **INTERROGATORIES**

1. Give your residential address, social security number, nationality, date of birth, U.S. visa status (if applicable), place of employment, title, and job description.

2. Have you ever been an employee of Longevity International Enterprises Corporation ("Longevity")? If so,

a. state the dates of employment and your title(s) and job description(s) while at Longevity;

b. identify who supervised you, by year, at Longevity and indicate whether that person was a "seconded" employee from CAL;

c. state whether you were given any instructions, directions, and/or orders from CAL regarding your duties at Longevity. If so, describe these instructions, directions, and/or orders; and,

d. identify the person(s) and/or entity(ies) who paid your salary and/or benefits while at Longevity.

3. Have you ever been an employee of CAL? If so,

a. state the dates of employment and your title(s) and job description(s) while at CAL;

b. identify the person(s) who supervised you, by year, at CAL.

c. identify the person(s) and/or entity(ies) who paid your salary and/or benefits while at CAL.

4. Have you ever been "seconded" to Longevity from CAL? If so,

a. state the terms of the arrangement, agreement and/or contract;

b. identify the person(s) who directed, suggested and/or requested you to work at Longevity; and,

21-04-402-4499

c. identify the person(s) who knew about the arrangement, agreement and/or contract for you to work at Longevity.

5. Have you ever been "seconded" to CAL from Longevity? If so,

a. state the terms of the arrangement, agreement and/or contract,

b. identify the persons who directed, suggested or requested you to work at CAL.

c. identify the person(s) who knew about the arrangement, agreement and/or contract for you to work at CAL.

6. Identify any other persons known by you to have been seconded from CAL to Longevity and describe the circumstance of their being seconded.

7. Have you ever had any contact, oral and/or written, with Fasi and/or Salvador A. Fasi. If so, describe the circumstance of each contact.

8. Were you involved in the negotiation of any lease with and/or in the collection of any rent from Fasi for space at the Chinatown Cultural Plaza Shopping Center ("Cultural Plaza")? If so,

a. state the years of your involvement; and

b. describe your role.

9. Describe, by year, the manner by which the rental price for Fasi's space at the Cultural Plaza was determined.

10. Identify the persons who provided direction and/or supervision regarding the management of Fasi's space at the Cultural Plaza.

11. Describe the method and/or circumstances surrounding the actual collection of rent from Fasi for space at the Cultural Plaza.

21-04-402-4500



**REQUEST FOR DOCUMENTS**

**1. Provide all documents in your possession:**

- a. relating to contributions and/or financial support given to Frank Fasi and/or Friends for Fasi.
- b. relating to election activity on behalf of the campaigns by Friends for Fasi and Frank Fasi for state and local offices.
- c. relating to the leasing of space at the Cultural Plaza by Fasi.
- d. which evidence the arrangement whereby CAL seconded employees to Longevity.
- e. relating to CAL's involvement in the leasing of any space at the Cultural Plaza, including but not limited to correspondence, contracts, records of telephone communications, telexes, ledgers, and checks.
- f. relating to any involvement by any personnel, officers, or directors of the Holiday Inn, Waikiki (formerly known as the Hawaii Dynasty Hotel) in the leasing of space at the Cultural Plaza by Longevity, including but not limited to correspondence, contracts, records of telephone communications, telexes, ledgers, and checks.

21.04.402.4501